

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

In Re: Case No.: 19-21332  
SMS Enterprises, Inc. *et al.* Chapter: 11  
Judge: Altenburg

---

**NOTICE OF PROPOSED PRIVATE SALE**

---

SMS Enterprises, Inc., SPS Enterprises, Inc., and ETA Enterprises, Inc., the Debtors, in this case proposes to sell property of the estate to the persons and on the terms described below. If you object to the sale, you must file a written objection with the Clerk of the United States Bankruptcy Court and serve it on the party listed below not later than 7 days before the hearing date.

**Address of the Clerk:**

U.S. Post Office and Courthouse  
401 Market Street  
Camden, NJ

If an objection is filed, a hearing will be held before the Honorable Andrew B. Altenburg, Jr. on April 20, 2020 at 10:00 a.m. at the United States Bankruptcy Court, Courtroom 4B (Hearing date must be at least 28 days from the date of this notice). If no objection to the sale is filed, the clerk will enter a Certification of No Objection and the sale will be held as proposed.

**Description of property to be sold:** All noncash assets of the Debtors, as described more fully in the Debtors' motion seeking approval of the sale.

**Proposed Purchaser:** Dev Foods 3, LLC

**Sale price:** \$1,300,000 less assumed liabilities (capped at \$20,000) plus the value of inventory purchased.

Pursuant to D.N.J. LBR 6004-5, I request to pay the real estate broker and/or real estate attorney at closing on the terms set forth below.

**Name of Professional:**

**Amount to be paid:**

**Services rendered:**

Higher and better offers will be received. They must be in writing and filed with the clerk not later than 7 days before the hearing date set forth above.

Objections must be served on, and requests for additional information directed to:

Name: Damien Nicholas Tancredi, Esq.

Address: 1810 Chapel Avenue West, Cherry Hill, NJ 08002

Telephone No.: (215) 587-5675

In re:  
SMS Enterprises Inc.  
DebtorCase No. 19-21332-ABA  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0312-1

User: admin  
Form ID: pdf905Page 1 of 3  
Total Noticed: 106

Date Rcvd: Mar 24, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 26, 2020.

db +SMS Enterprises Inc., P.O. Box 588, Marlton, NJ 08053-0588  
 aty +Flaster/Greenberg P.C., Commerce Centr, 1810 Chapel Avenue West, Third Floor,  
       Cherry Hill, NJ 08002-4606  
 aty +Kevin J Bloom, Park 80 West- Plaza II, 250 Pehle Avenue, Suite 200,  
       Saddle Brook, NJ 07663-5835  
 aty +Paul William Verner, Verner Simon, Five Greentree Centre, #104, 525 Rt. 73 North,  
       Marlton, NJ 08053-3422  
 intp +Cape Atlantic Food Services, LLC, 91 Mays Landing Road, Somers Point, NJ 08244-1111  
 cr +Covenant Bank, Attn Banks and Banks, 3038 Church Road, Lafayette Hill, PA 19444-1717  
 acc +Michael Yarrow, Withumsmith+Brown, PC, 506 Carnegie Center #400, Princeton, NJ 08540-6243  
 518287403 +ADVANCE MERCHANT SERVICES, 160 PEARL STREET, NEW YORK, NY 10005-1617  
 518287404 +ARA ARZOUMANIAN, 10 WELLINGTON COURT, MOUNT LAUREL, NJ 08054-3352  
 518287405 +ATLANTIC CITY ELECTRIC, P.O. BOX 1361, PHILADELPHIA, PA 19105  
 518287406 +BABBITT MANUFACTURING COMPANY INC, 719 PARK AVENUE, VINELAND, NJ 08360-3231  
 518354948 +Bianco Security, 2325 Magnolia Rd, Vineland, NJ 08361-6646  
 518354949 +Bimbo/Stroehmann, 255 Business Center, Horsham, PA 19044-3424  
 518496758 +Burger King Corporation, 5707 Blue Lagoon Dr., Miami, FL 33126-2015  
 518358296 +Burger King Franchise Agreement, 5505 Blue Lagoon Drive, Miami, FL 33126-2029  
 518287409 +CARTRIDGE WORLD OF VINELAND, 1370 S. MAIN RD, UNIT 8, VINELAND, NJ 08360-6501  
 518287410 +CINTAS CORP, P.O. BOX 630803, CINCINNATI, OH 45263-0803  
 518287411 +CIT, 1 CIT DR, LIVINGSTON, NJ 07039-5703  
 518287412 +COCA COLA NA, P.O. BOX 102703, ATLANTA, GA 30368-2703  
 518287413 +COLONIAL ELECTRIC SUPPLY, 201 W. CHURCH RD, KING OF PRUSSIA, PA 19406-3247  
 518287416 +CONNOVER PACKAGING, 119 DESPATCH DRIVE, EAST ROCHESTER, NY 14445-1447  
 518287417 +COPY DOCTORS, P.O. BOX 831, NORTHFIELD, NJ 08225-0831  
 518287418 +COVENANT BANK, 60 N. MAIN STREET, DOYLESTOWN, PA 18901-3730  
 518287419 +DEARBORN NATIONAL LIFE INSURANCE, 36788 EAGLE WAY, CHICAGO, IL 60678-0367  
 518287420 +ELLIOTTS SEPTIC, P.O. BOX 540, PORT ELIZABETH, NJ 08348-0540  
 518287421 +FCC COMMERCIAL FURNITURE, 8452 OLD HWY 99 NORTH, ROSEBURG, OR 97470-9594  
 518287422 +FOX CAPITAL GROUP, 140 BROADWAY 46TH FLOOR, NEW YORK, NY 10005-1155  
 518287424 +FRANKLIN MACHINE PRODUCTS LLC, 101 MT. HOLLY BYPASS, LUMBERTON, NJ 08048-1113  
 518287425 +FREDERICK CARPENTER, 11 Vernon Lane, Centereach, NY 11720-2811  
 518287426 +FREEMAN MATHIS & GARY, 100 GALLERIA PKWY, SUITE 1600, ATLANTA, GA 30339-5948  
 518287427 +FRONT LINE, P.O. BOX 670, ONTARIO, CA 91762-8670  
 518287428 +GRAVINO & VITTESE, PCS, 23 EUCLID STREET, P.O. BOX 618, WOODBURY, NJ 08096-7618  
 518287430 +HORIZON BCBS OF NEW JERSEY, P.O. BOX 10130, NEWARK, NJ 07101-3130  
 518287431 +HUNTER ADVANCE GRAVITY, 845 SW 17TH STREET, FORT LAUDERDALE, FL 33315-1610  
 518287432 +ICEE CORP, P.O. BOX 515723, LOS ANGELES, CA 90051-5203  
 518383592 +ICEE Company, 1205 S. Dupont Ave., Ontario, CA 91761-1536  
 518287434 +IPFS, 24722 NETWORK PLACE, CHICAGO, IL 60673-1247  
 518287435 +JERSEY COAST FIRE, 377 ASBURY RD, FARMINGDALE, NJ 07727-3604  
 518301130 +KASH Capital, 475 Northern Blvd Floor 3, Suite 36, Great Neck, NY 11021-4819  
 518287437 +KELLY SWIFT, 10 WELLINGTON COURT, MOUNT LAUREL, NJ 08054-3352  
 518287438 +KEY BANK, 601 N. POTTSTOWN PIKE, EXTON, PA 19341-1660  
 518607752 +Kash Capital, Attn Ariel Bouskila, 80 Broad Street, Suite 3303, New York, NY 10004-2209  
 518287439 +LANDIS SEWAGE AUTHORITY, 1776 S. MILL RD, VINELAND, NJ 08360-6200  
 518287440 +MAINES PAPER AND FOOD SERVICE INC, 101 BROOME CORP PARKWAY, P.O. BOX 450,  
       CONKLIN, NY 13748-0450  
 518287441 +MARLTON COMPUTER SERVICES INC, 230 N MAPLE AVENUE B3, MARLTON, NJ 08053-9412  
 518287442 +MIKE ZUMPIANO, 834 PATTERSON DRIVE, LANDSDALE, PA 19446-5432  
 518287443 +MITCHELL WEISS, 4 YEARLING CHASE, MOUNT LAUREL, NJ 08054-4832  
 518534585 +Maintree Shopping Center LP, c/o Julie M. Murphy Esq, Hyland Levin Shapiro LLP,  
       6000 Sagemoore Drive, Marlton NJ 08053-3900  
 518506539 +Maintree Shopping Center, L.P., 1519 Spruce Street, Philadelphia, PA 19102-4577  
 518509875 +Michael Zumpino, 834 Patterson Drive, Lansdale, PA 19446-5432  
 518287444 +NEW JERSEY MANUFACTORERS INS CO, 301 SULLIVAN WAY, W TRENTON, NJ 08628-3496  
 518354951 +Netsurion, 100 W. Cypress Creek, Suite 530, Fort Lauderdale, FL 33309-2181  
 518398987 New Jersey Manufacturers Insurance Co., 302 Sullivan Way, W. Trenton, NJ 08628  
 518287446 +PAYDAY PAYROLL RESOURCES, 655 CREEK RD, BELLMAWR, NJ 08031-2409  
 518287447 +PITNEY BOWES FINANCIAL, P.O. BOX 371887, PITTSBURGH, PA 15250-7887  
 518287448 +PTW POWERWASH, 23 ABINGTON WAY, LUMBERTON, NJ 08048-5073  
 518287449 +QUILL FINANCIAL SERVICES, 807 W. HWY 50 STE 4, P.O. BOX 1506, O FALLOON, IL 62269-1506  
 518287450 +RESTAURANT TECHNOLOGIES INC, 12962 COLLECTIONS CENTER DR, CHICAGO, IL 60693-0129  
 518287451 +ROBERTS OXYGEN COMPANY INC, 15830 REDLAND RD, P.O. BOX 5507, DERWOOD, MD 20855-0507  
 518354952 +Restaurant Technologies, 2250 Pilot Knob, Saint Paul, MN 55120-1127  
 518287452 +SECURALL MONITORING CORP, 206 WASHINGTON DR, BRICK, NJ 08724-3756  
 518287453 +SERVICE SPECIALIST, P.O. BOX 494, WILLIAMSTOWN, NJ 08094-0494  
 518287455 +SJ Gas Company, Po box 6091, Bellmawr, NJ 08099-6091  
 518287459 ++STATE OF NEW JERSEY, DIVISION OF TAXATION BANKRUPTCY UNIT, PO BOX 245,  
       TRENTON NJ 08646-0245  
       (address filed with court: State of NJ, Division of Taxation, Sales and Use, Po Box 240,  
       Trenton, NJ 08695)  
 518354954 +Sicom/Xenial Systems, 4140 Skyron Drive, Doylestown, PA 18902-1124  
 518287457 #+South Jersey Glass and Door, 2732 S. West Blvd, Vineland, NJ 08360-7021

District/off: 0312-1

User: admin  
Form ID: pdf905

Page 2 of 3  
Total Noticed: 106

Date Rcvd: Mar 24, 2020

518287461 +State of NJ, Dept of Labor, PO Box 059, Trenton, NJ 08625-0059  
518287462 +State of NJ, Dept of Labor and Workforce Dev, Po Box 929, Trenton, NJ 08646-0929  
518287460 +State of NJ, Division of Revenue and, Enterprise Services, PO Box 302, Trenton, NJ 08646-0302  
518420810 State of New Jersey, Division of Employer Accounts, PO Box 379, Trenton, NJ 08625-0379  
518287463 +Stroehmann Bimbo Bakeries, 255 Business Center Drive, Horsham, PA 19044-3497  
518287464 +Taylor Product Inc., 255 Raritan Center Pkwy, Edison, NJ 08837-3613  
518287465 +Toyota Financial Services, PO Box 5236, Carol Stream, IL 60197-5236  
518388602 +Toyota Lease Trust, c/o Toyota Motor Credit Corporation, PO Box 9013, Addison, Texas 75001-9013  
518287468 +USA Today, PO Box 677446, Dallas, TX 75267-7446  
518287466 +Unique Funding Solutions, 71 South Central Avenue, Valley Stream, NY 11580-5495  
518287467 +United Healthcare, Po Box 94017, Palatine, IL 60094-4017  
518287469 +VC Fanfarillo, 1463 N. Main Road, Vineland, NJ 08360-2540  
518287472 +VWA Advisors, 390 Middletown Blvd, Unit 612, Langhorne, PA 19047-1882  
518287470 +Vineland Landscaping, PO Box 2171, Vineland, NJ 08362-2171  
518287471 +Vineland Municipal Utilities, 640 E. Wood Street, Vineland, NJ 08360-3722  
518324237 +Vineland Municipal Utilities, Attn Jeffrey N. Medio, Esq., 717 E. Elmer St., Suite 7, Vineland, NJ 08360-4758  
518287473 +Waste Management, PO Box 13648, Philadelphia, PA 19101-3648  
518354958 +Waste Management, 1001 Fannin Street, Houston, TX 77002-6717  
518287476 +Western Pest, 1131 Rt. 9 South, Cape May Court House, NJ 08210-2718  
518287477 +Wheaton Plaza, 30 Tower Rd, Dayton NJ 08810-1571  
518287478 +William Gruccio, Travis Garton, 1114 Venezia Avenue, Vineland NJ 08361-8622  
518287479 +Withum Smith & Brown, PO Box 5340, Princeton, NJ 08543-5340  
518287480 +Your Electronic System, 33 North Stark Hwy, Unit E, Weare, NH 03281-4649

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

smg E-mail/Text: sbse.cio.bnc.mail@irs.gov Mar 24 2020 23:31:58 Dist Dir of IRS, Insolvency Function, PO Box 724, Springfield, NJ 07081-0724  
smg E-mail/Text: usanj.njbankr@usdoj.gov Mar 24 2020 23:32:39 U.S. Attorney, 970 Broad St., Room 502, Rodino Federal Bldg., Newark, NJ 07102-2534  
smg +E-mail/Text: ustpregion03.ne.ecf@usdoj.gov Mar 24 2020 23:32:37 United States Trustee, Office of the United States Trustee, 1085 Raymond Blvd., One Newark Center, Suite 2100, Newark, NJ 07102-5235  
518317495 +E-mail/Text: bankruptcy@pepcoholdings.com Mar 24 2020 23:32:09 Atlantic City Electric Co., 5 Collins Drive, Suite 2133, Mail Stop 84CP42, Carneys Point, NJ 08069-3600  
518300108 +E-mail/Text: bankruptcy@bbandt.com Mar 24 2020 23:32:07 BB&T, Bankruptcy Section, 100-50-01-51, P.O. box 1847, Wilson, NC 27894-1847  
518287407 +E-mail/Text: bankruptcy@bfscapital.com Mar 24 2020 23:32:40 BFS, 3301 N UNIVERSITY DRIVE, SUITE 300, POMPANO BEACH, FL 33065-4149  
518287414 +E-mail/Text: documentfiling@lciinc.com Mar 24 2020 23:31:33 COMCAST CABLE, P.O. BOX 70219, PHILADELPHIA, PA 19176-0219  
518287415 +E-mail/Text: documentfiling@lciinc.com Mar 24 2020 23:31:32 COMCAST CABLE, P.O. BOX 3006, SOUTHEASTERN, PA 19398-3006  
518349962 +E-mail/Text: B@directcapital.com Mar 24 2020 23:33:27 Direct Capital Corporation, 155 Commerce Way, Portsmouth, NH 03801-3243  
518287423 +E-mail/Text: nikki.huff@franke.com Mar 24 2020 23:33:34 FRANKE FOODSERVICE SYSTEMS, 800 AVIATION PKWY, SMYRNA, TN 37167-2581  
518287429 +E-mail/Text: info@vinelandchamber.org Mar 24 2020 23:31:38 GREATER VINELAND CHAMBERS OF COMMERCE, 2115 S. DELSEA DRIVE, VINELAND, NJ 08360-7077  
518287436 +E-mail/Text: kabbagebankruptcy@brantonlawfirm.com Mar 24 2020 23:33:19 KABBAGE, P.O. BOX 77081, ATLANTA, GA 30357-1081  
518378266 +E-mail/Text: key\_bankruptcy\_ebnc@keybank.com Mar 24 2020 23:32:46 KeyBank, N.A., 4910 Tiedeman Rd., Brooklyn, OH 44144-2338  
518287445 +E-mail/Text: bankruptcy@ondeck.com Mar 24 2020 23:33:19 ON DECK, 1400 BROADWAY AVENUE, NEW YORK, NY 10018-5225  
518515477 +E-mail/Text: bankruptcy@ondeck.com Mar 24 2020 23:33:19 On Deck Capital, Inc., c/o Christine Levi, 101 West Colfax Ave., 10th Floor, Denver, CO 80202-5167  
518287458 E-mail/Text: appebnmailbox@sprint.com Mar 24 2020 23:32:34 Sprint, Po Box 4181, Carol Stream, IL 60197  
518354955 E-mail/Text: appebnmailbox@sprint.com Mar 24 2020 23:32:34 Sprint Cellular, 6200 Sprint Parkway, Overland Park, KS 66251

TOTAL: 17

\*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

cr Maintree Shopping Center,L.P., c/o Gruccio, Pepper, De Santo & Ruth, PA, 817 E. Landis Avenue, Vineland  
518325500\* +Department of Treasury, Internal Revenue Service, P O Box 7346, Philadelphia, PA 19101-7346  
518287456\* +SJ Gas Company, POBox 6091, Bellmawr, NJ 08099-6091  
518473140\* ++STATE OF NEW JERSEY, DIVISION OF TAXATION BANKRUPTCY UNIT, PO BOX 245, TRENTON NJ 08646-0245  
(address filed with court: State of New Jersey, Department of the Treasury, Division of Taxation, PO Box 245, Trenton, NJ 08695-0245)  
518287475\* +Waste Management, PO Box 13648, Philadelphia PA 19101-3648

District/off: 0312-1

User: admin  
Form ID: pdf905

Page 3 of 3  
Total Noticed: 106

Date Rcvd: Mar 24, 2020

518287408     ###+BURGER KING CORP,     5505 BLUE LAGOON DRIVE,     MIAMI, FL 33126-2029  
518287433     ###+IN ADVANCE CRESTVIEW,     1450 BROADWAY AVENUE,     SUITE 802,     NEW YORK, NY 10018-2282  
518287454     ###+SNAPBOX SELF STORAGE,     714 S. HARDING HWY,     BUENA, NJ 08310-9706

TOTALS: 1, \* 4, ## 3

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address  
pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update.  
While the notice was still deliverable, the notice recipient was advised to update its address with the court  
immediately.

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable.  
Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed.  
The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Mar 26, 2020

Signature: /s/Joseph Speetjens

---

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 23, 2020 at the address(es) listed below:

Damien Nicholas Tancredi on behalf of Debtor     SMS Enterprises Inc.  
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com  
Damien Nicholas Tancredi on behalf of Debtor     ETA Enterprises, Inc.  
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com  
Damien Nicholas Tancredi on behalf of Debtor     SPS Enterprises, Inc.  
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com  
Daniel P. Bernstein on behalf of Creditor     Covenant Bank d.p.bernstein1@gmail.com  
David Banks on behalf of Creditor     Covenant Bank bbwlaw@yahoo.com  
Denise E. Carlon on behalf of Creditor     Toyota Lease Trust dcarlon@kmllawgroup.com,  
bkgroup@kmllawgroup.com  
E. Richard Dressel on behalf of Debtor     ETA Enterprises, Inc. rdressel@lexnovalaw.com  
E. Richard Dressel on behalf of Debtor     SMS Enterprises Inc. rdressel@lexnovalaw.com  
E. Richard Dressel on behalf of Debtor     SPS Enterprises, Inc. rdressel@lexnovalaw.com  
Jeffrey M. Sponder on behalf of Debtor     SPS Enterprises, Inc. jeffrey.m.sponder@usdoj.gov,  
jeffrey.m.sponder@usdoj.gov  
Jeffrey M. Sponder on behalf of U.S. Trustee     U.S. Trustee jeffrey.m.sponder@usdoj.gov,  
jeffrey.m.sponder@usdoj.gov  
Jeffrey N. Medio on behalf of Creditor     Vineland Municipal Utilities jmedio@mediolawfirm.com  
Judith Carol Arnold on behalf of Creditor     Buena Realty, LLC f/k/a Mr. and Mrs. John Caselli  
jarnold@grucciopepper.com, jmorvay@grucciopepper.com  
Judith Carol Arnold on behalf of Creditor     Maintree Shopping Center, L.P., Landlord  
jarnold@grucciopepper.com, jmorvay@grucciopepper.com  
Julie M. Murphy on behalf of Creditor     Maintree Shopping Center, L.P. murphy@hylandlevin.com  
Paul W. Verner on behalf of Debtor     ETA Enterprises, Inc. pwverner@vernerlaw.com  
Paul W. Verner on behalf of Debtor     SPS Enterprises, Inc. pwverner@vernerlaw.com  
Paul W. Verner on behalf of Attorney Paul William Verner pwverner@vernerlaw.com  
Raymond M. Patella on behalf of Interested Party     Cape Atlantic Food Services, LLC  
rpattella@kraemerburns.com  
Richard J. Gerace on behalf of Debtor     SMS Enterprises Inc. rgerace14@comcast.net  
Stephen McNally on behalf of Creditor     Buena Realty, LLC f/k/a Mr. and Mrs. John Caselli  
smcnally@cmsfirm.com, lburgo@cmsfirm.com; jlong@cmsfirm.com; pbellino@cmsfirm.com  
U.S. Trustee     USTPRRegion03.NE.ECF@usdoj.gov

TOTAL: 22